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JUN 12 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 09/449,912

Applicant: Divittorio

Filed: December 2, 1999

TC/AU: 2195

Examiner: Kenneth Tang

Docket No.: 202232 (Client Reference No. 99,032)

Customer No.: 23460

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450NOTICE OF APPEAL FROM THE
EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed December 12, 2005, rejecting the following claims: 1-26.

1. Pre-Appeal Brief Request for Review

A "Pre-Appeal Brief Request for Review" is ☒ filed concurrently herewith or ☐ is not being filed.

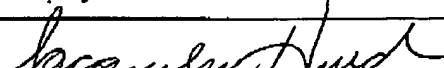
2. Status of Applicants

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

3. Fee for Filing Notice of Appeal

Pursuant to 37 CFR 41.20(b), the fee for filing the Notice of Appeal is for: ☒ other than a small entity or ☐ a small entity.

Notice of Appeal Fee due \$500.00

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10			
I hereby certify that this document and all accompanying documents are, on the date indicated below, being <input type="checkbox"/> deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document, or <input checked="" type="checkbox"/> facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (571) 273-8300.			
Name (Print/Type)	Jacquelyn Hurd		
Signature		Date	June 12, 2006

06/14/2006 WABDELRI 00000052 121216 09449912

01 FC:1401 500.00 DA
02 FC:1253 1020.00 DA

JUN 12 2006

Application No. 09/449,912

Notice of Appeal

4. Extension of Time

- ☒ Applicant petitions for a three-month extension of time under 37 CFR 1.136, the fee for which is \$1,020.00.
- ☐ An extension for one-month has already been secured and the fee paid therefore of \$120.00 is deducted from the total fee due for the total amounts of extension now requested.
- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

Extension fee due with this request: \$1,020.00

5. Total Fee Due

The total fee due is:

Notice of Appeal Fee	\$500.00
Extension Fee (if any)	\$1,020.00


Total Fee Due: \$1,520.00**6. Fee Payment**

- ☐ Attached is a check in the sum of \$
- ☒ Charge Account No. 12-1216 the sum of \$1,520.00. A duplicate of this transmittal is attached.

7. Fee Deficiency

- ☒ If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

Respectfully submitted,


Mark Joy, Reg. No. 35,562
LEYDIG, VOIT & MAYER, LTD.
Two Prudential Plaza
180 North Stetson Ave., Suite 4900
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)

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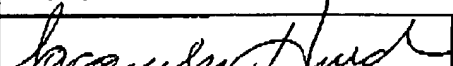
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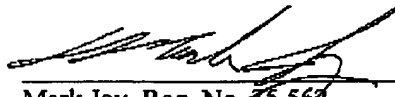
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